

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

FTX TRADING LTD., et al.,

Debtors.

Chapter 11

Case No. 22-11068 (JTD)

(Jointly Administered)

FTX TRADING LTD., WEST REALM  
SHIRES SERVICES, INC., and ALAMEDA  
RESEARCH LTD.,

Plaintiffs,

- against -

MIRANA CORP., BYBIT FINTECH LTD.,  
TIME RESEARCH LTD., SIN WEI “SEAN”  
TAN, WEI LIN “GERMAINE” TAN,  
WEIZHENG YE, and NASHON LOO SHUN  
LIANG,

Defendants.

Adv. Proc. No. 23-50759

**DECLARATION OF DANIEL S. SHAMAH IN SUPPORT OF DEFENDANT BYBIT  
FINTECH LTD.’S MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION  
AND FAILURE TO STATE A CLAIM**

I, Daniel S. Shamah, declare as follows:

1. I am an attorney admitted to the State Bar of New York and a Partner at O’Melveny & Myers LLP, counsel of record for Defendant Bybit Fintech Ltd. I was admitted to this Court *pro hac vice* on January 29, 2024. I submit this Declaration in support of Bybit Fintech Ltd.’s (“Bybit”) Motion to Dismiss for Lack of Personal Jurisdiction and Failure to State a Claim (the “Motion”). I have personal knowledge of the facts set forth herein, and if called as a witness, I could and would testify competently thereto.

2. Attached hereto as **Exhibit 1** is a true and correct copy of Bybit's Terms and Conditions, as downloaded from <https://www.bybit.com/app/terms-service/information> by one of my colleagues at O'Melveny & Myers LLP, on or around February 1, 2024.

3. Attached hereto as **Exhibit 2** is a true and correct copy of the Mantle (f/k/a/ BitDAO) governance proposal "MIP-27: Clarification of \$BIT to \$MNT migration policy and service" ("Clarification of Token Conversion Proposal"), cited in Plaintiff's Complaint at paragraph 76, footnote 18, as downloaded from <https://snapshot.org/#/bitdao.eth/proposal/0x00625c4f2d9aa9d4efb41ef3d0942194ca2087fae0599deced8b8ed86372c6c2> by one of my colleagues at O'Melveny & Myers LLP, on or around February 5, 2024.

4. Attached hereto as **Exhibit 3** is a true and correct copy of the Mantle (f/k/a/ BitDAO) governance proposal "MIP-22: Mantle Token Design, Conversion Parameters, and Asset Handling" ("Mantle Token Conversion Proposal"), expressly cited, linked, and referenced in the Clarification of Token Conversation Proposal, as downloaded from <https://snapshot.org/#/bitdao.eth/proposal/0x950dac4d5715b8aa8eab29c484b1c9dd0eed161141262b0425874f65be4d9f8e> by one of my colleagues at O'Melveny & Myers LLP, on or around February 2, 2024.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

Executed on this 6th day of February, 2024 at New York, New York.

By: /s/ Daniel S. Shamah

Daniel S. Shamah